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Sent: Wednesday, July 21, 2004 2:11 PM
To: DaAdmin
Cc: joyce.m.hartnett@gsk.com; pricilla.l.jones@gsk.com; mike.m.strickland@gsk.com
Subject: Re: Deposit Account 07-1392 - Attorney Docket: PB60044Des2

Attention: Patricia Trice

Dear Mrs. Trice:

Applicant has received Notice of Withdrawal From Issue 37 C.F.R. 1.313(a) in application 29/187,423, and accepts the option to have the issue fees previously paid credited to our deposit account.

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Rosalie M Chamberlain
Patent Administration Manager, RTP
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Phone: 919-483-2370
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FROM:

Edward G. Fiorito

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SUBJECT:

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number: 10/062,036 Confirmation Number: 9601
Filing Date: February 20, 2002
First Named Inventor: Kathleen A. Elias
Group Art Unit: 1631
Examiner: John S. Brusca
Attorney Docket No.: 08367.0019-01000 (previously CYTOP002D1)
Attorney Customer Number: 22,852

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on _____.

ii. ☒ Other: Reply and Amendment filed May 11, 2004 (8 pages).

b. ☐ Enclosed:

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement

iv. ☐ Other _____

Miscellaneous

a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(l) required.)

b. ☐ Other _____

Fees

a. ☒ The filing fee is calculated as follows:

i. ☒ \$770.00 RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ Petition for extension of time for (____ Months) \$ _____

iii. ☐ Other _____

b. ☐ Please charge the total amount of \$770.00 to Deposit Account No. 08-0918.

c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 08-0918.

Signature of Applicant, Attorney, or Agent Required

Name: Lauren L. Stevens

Reg. No.: 38,691

Signature: *Lauren L. Stevens*

Date: June 9, 2004

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being transmitted via facsimile to the U.S. Patent and Trademark Office at 703-672-9308 on the date indicated below.

Name: Sarah Barnett

Signature: *Sarah Barnett*

Date: June 9, 2004

22: RCVD AT 6/9/2004 4:50:56 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DNS:8729306 * CSO:650 849 6666 * DURATION (mm:ss):01:18

PAGE.02 **

Adjustment date: 09/09/2004 EEKUBAY1
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